THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.5322 of 2007

Between:

Mohd. Azeem Pasha. … Petitioner

and

The Deputy Commissioner of Prohibition
and Excise, Ranga Reddy District,
and another. … Respondents

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Prohibition and Excise for the respondents.

It is stated that the petitioner is the owner of Tata Sumo bearing No.AP-11-H-3024 and the said vehicle has been seized by the 2nd respondent on 01-07-2006 in connection with an excise offence.

On a report filed by the 2nd respondent, the confiscation proceedings are pending before the 1st respondent. Subsequently, a notice was issued to the petitioner on 13-02-2007 calling upon him to explain as to why the vehicle in question shall not be confiscated.

It is stated that pending disposal of the confiscation proceedings, the petitioner filed a representation, dated 31-01-2007, before the 1st respondent for interim release of the vehicle in question. However, the 1st respondent has not considered the said representation.

It is further stated that the value of the said vehicle was got assessed by the Motor Vehicles Inspector, Uppal, Ranga Reddy District, at Rs.28,000/-.

Having regard to the facts and circumstances of the case, the 1st respondent is directed to release the vehicle Tata Sumo bearing No.AP-11-H-3024 on furnishing a bank guarantee for a sum of Rs.28,000/- and on executing a personal bond with two sureties for a like sum each. Further, the petitioner shall give an undertaking that he will not sell, alienate or transfer the vehicle and produce the same as and when required by the respondents, pending disposal of the confiscation proceedings. There

shall be no order as to costs.

15-03-2007

Note:
Issue C.C. by tomorrow.
(B/o)
Prv